



Docket 17510DIV2(BOT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Donovan
Serial Number: 10/675,172
Filed: September 29, 2003
For: TRANSDERMAL BOTULINUM
TOXIN ADMINISTRATION

Examiner: V. Ford
Art Unit: 1645
Irvine, California

TRANSMITTAL LETTER

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please find enclosed with regard to the above-identified pending U.S. patent application: (1) a 2 page response to the April 25, 2005 Office Action in the above-identified patent application; (2) a 2 page set of amended claims; (3) this two page Transmittal Letter, and; (4) a return postcard.

CLAIMS AS FILED

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims	09	= 0 x	\$50.00	= \$0.00
Independent Claims	01	= 0 x	\$200.00	= \$0.00
If application has been amended to contain multiple dependent claim(s), then add		0	\$ 360.00	= \$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT				\$0.00

The Commissioner is hereby authorized to charge any fees required or necessary for the filing, processing or entering of this paper or any of the enclosed papers, and to refund any overpayment, to deposit account 01-0885.

Respectfully Submitted,

Date: May 24, 2005


Stephen Donovan
Registration Number 33,433

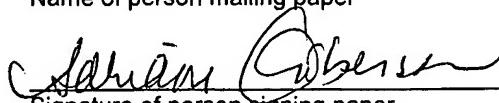
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CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. §1.10

I hereby certify that this Transmittal Letter, the Response to Office Action and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date MAY 25, 2005 in an envelope as "Express Mail Post Office to Addressee" Mailing Label number EV979999594US addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Adriane Giberson
Name of person mailing paper


Signature of person signing paper

Date: May 25, 2005



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RESPONSE TO OFFICE ACTION

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The April 25, 2005 office action (the "Office Action") in this application requested applicant to restrict to one of Group I (claims 22-30) and Group II (claims 31-35).

Applicant elects Group I, claims 22-30, with traverse on the basis that all of claims 22-35 are limited to methods for using a botulinum toxin, hence a single search should suffice to search all the claims.

The non-elected claims 31-35 are hereby cancelled without prejudice to further prosecution at a later date.